## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA

TOF CALIFORNIA

CASE NO. 08CR3222-W

FILED

0CT 3 1 2008

CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA DEPUTY

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Ubaldo Enrique Bojorquez-Caro,

Defendant.

JUDGMENT OF DISMISSAL

IT APPEARING that the defendant is now entitled to be discharged for the reason that:

- X an indictment has been filed in another case against the defendant and the Court has granted the motion of the Government for dismissal of this case, without prejudice; or
- \_\_\_ the Court has dismissed the case for unnecessary delay; or
- \_\_\_ the Court has granted the motion of the Government for dismissal; or
- the Court has granted the motion of the defendant for a judgment of acquittal; or
- \_\_\_ a jury has been waived, and the Court has found the defendant not guilty; or
- \_\_\_ the jury has returned its verdict, finding the defendant not guilty;
- X of the offense of: 21 USC 952 and 960.

IT IS THEREFORE ADJUDGED that the defendant is hereby discharged.

DATED: 10/31/08

Thomas J. Whelan

UNITED STATES DISTRICT JUDGE